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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,)
11) No. CR 06-00530 SBA
Plaintiff,)
12) STIPULATION AND
v.) ORDER REFERRING CASE FOR
13) COMPETENCY HEARING
14)
LEONARD T. LIM,)
15)
16 Defendant.)

17 Defendant Leonard Lim and the government, through undersigned counsel, hereby stipulate
18 and jointly move that the Court conduct a hearing to determine the mental competency of the
19 defendant, pursuant to 18 U.S.C. §4241(a). The parties further stipulate and jointly move that the
20 Court order that a psychiatric examination be conducted of the defendant and filed with the Court in
21 accordance with 18 U.S.C. §4241(b). The parties jointly recommend that the psychiatric
22 examination be conducted by Dr. David R. Kessler, M.D., who previously conducted a competency
23 evaluation for the Court in a prior case.
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25 At the last appearance on December 11, 2007, the Court set a status date for February 5, 2008,
26 at 9:00 a.m. and excluded time under the Speedy Trial Act pursuant to 18 U.S.C. §3161(h)(1)(A)

1 because of the need to conduct examinations and judicial proceedings to determine the competency
2 of the defendant.

3 /S/

4 DATED: 12/18/07

5 JOYCE LEAVITT
Assistant Federal Public Defender

6 /S/

7 DATED: 12/18/07

8 W. DOUGLAS SPRAGUE
Assistant United States Attorney

9 I hereby attest that I have on file all holograph signatures for any signatures indicated by
10 a "conformed" signature (/S/) within this e-filed document.

11
12 **ORDER**

13 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that a hearing be conducted to
14 determine the mental competency of the defendant in accordance with 18 U.S.C. §4241(a).

15 IT IS FURTHER ORDERED that a psychiatric examination be conducted of the defendant by
16 Dr. David R. Kessler, M.D. and filed with the Court in accordance with 18 U.S.C. §4241(b). The
17 Court already has excluded time under the Speedy Trial Act from December 11, 2007 through
18 February 5, 2008, pursuant to 18 U.S.C. §3161(h)(1)(A) because of the need to conduct
19 examinations and judicial proceedings to determine the mental competency of the defendant.
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21

22 SO ORDERED.

23 DATED: 12/24/07

24 *Saundra B. Armstrong*
25 HON. SAUNDRA BROWN ARMSTRONG
26 United States District Judge